

**FILED**

**MAR 22 2013**

**Board of Vocational Nursing  
and Psychiatric Technicians**

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**BEFORE THE  
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. PT-2011-2626

**BRAD OKPOKO,**  
**aka AFAMEFUNA BRADLEY OKPOKO**  
16229 Da Vinci Drive  
Chino Hills, CA 91709

**A C C U S A T I O N**

Psychiatric Technician License No. PT 32012

Respondent.

Complainant alleges:

**PARTIES**

1. Teresa Bello-Jones, J.D., M.S.N., R.N. (Complainant) brings this Accusation solely in her official capacity as the Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians, Department of Consumer Affairs (Board).

2. On or about January 26, 2004, the Board issued Psychiatric Technician License No. PT 32012 to Brad Okpoko, aka Afamefuna Bradley Okpoko (Respondent). The Psychiatric Technician License was in full force and effect at all times relevant to the charges brought herein and will expire on November 30, 2013, unless renewed.

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1       "(m) The commission of any act punishable as a sexually related crime, if that act is  
2 substantially related to the duties and functions of the licensee. . . ."

3                                   **REGULATORY PROVISION**

4       8.     California Code of Regulations, title 16, section 2578, states:

5       "For the purposes of denial, suspension, or revocation of a license pursuant to Division 1.5  
6 (commencing with Section 475) of the Business and Professions Code, a crime or act shall be  
7 considered to be substantially related to the qualifications, functions or duties of a licensed  
8 psychiatric technician if to a substantial degree it evidences present or potential unfitness of a  
9 licensed psychiatric technician to perform the functions authorized by his license in a manner  
10 consistent with the public health, safety, or welfare. . . ."

11                                   **COST RECOVERY**

12       9.     Section 125.3 provides that a Board may request the administrative law judge to  
13 direct a licentiate found to have committed a violation or violations of the licensing act to pay a  
14 sum not to exceed the reasonable costs of the investigation and enforcement of the case.

15                                   **FIRST CAUSE FOR DISCIPLINE**

16                                   **(Conviction of a Substantially Related Crime)**

17       10.    Respondent is subject to disciplinary action under sections 490 and 4521,  
18 subdivision (f), in conjunction with California Code of Regulations, title 16, section 2578, in that  
19 on or about May 31, 2011, Respondent was convicted of a crime substantially related to the  
20 qualifications, functions or duties of a licensed psychiatric technician which to a substantial  
21 degree evidences his present or potential unfitness to perform the functions authorized by his  
22 license in a manner consistent with the public health, safety, or welfare. The circumstances of the  
23 conviction are as follows:

24       a.     On or about May 31, 2011, after pleading nolo contendere, Respondent was convicted  
25 of one interlineated misdemeanor count of violating Penal Code section 242 [simple battery] in  
26 the criminal proceeding entitled *The People of the State of California v. Afamefuna Bradley*  
27 *Okpoko* (Super. Ct. Los Angeles County, 2010, No. 0PK06653). The Court placed Respondent

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1 on three (3) years probation, and ordered him to complete ten (10) days of Cal Trans duty, stay  
2 away from the victim ("L.H."), and to pay restitution.

3 b. The circumstances surrounding the conviction are that on or about July 26, 2010,  
4 while on duty as a psychiatric technician at Lanterman Developmental Center<sup>1</sup> (LDC),  
5 Respondent accelerated a friendly hug with a co-worker, L.H., to refusing to let her go while  
6 holding her tightly, kissing her on the mouth and forcing his tongue into her mouth approximately  
7 ten times, placing his hand on her buttocks and moving it between her legs to her vaginal area,  
8 and pulling her closer such that his erect penis was pressed against her person – all while ignoring  
9 L.H.'s repeated demands that he stop engaging in such conduct against her will.

## 10 **SECOND CAUSE FOR DISCIPLINE**

### 11 **(Unprofessional Conduct - Lanterman Developmental Center)**

12 11. Respondent is subject to disciplinary action under section 4521, subdivision (a), in  
13 that on or about July 26, 2010, Respondent committed acts of unprofessional conduct that  
14 resulted in the dismissal of his employment as a psychiatric technician at LDC. Effective on or  
15 about December 27, 2011<sup>2</sup>, at the end of his shift, Respondent was dismissed from his position as  
16 a psychiatric technician at LDC for the following: a) inexcusable neglect of duty;  
17 b) insubordination; c) dishonesty; d) conviction of a felony or misdemeanor involving moral  
18 turpitude; e) discourteous treatment of the public or to other employees; f) willful disobedience;  
19 g) misuse of state property or time; h) other failure of good behavior; and i) unlawful  
20 discrimination. Complainant refers to and by this reference incorporates the allegations set forth  
21 above in paragraph 10, subparagraphs a and b, inclusive, as though set forth fully.

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25 <sup>1</sup> State of California – Health and Human Services Agency, Department of Developmental  
Services, Lanterman Developmental Center, Pomona (LDC).

26 <sup>2</sup> On December 19, 2011, a Notice of Adverse Action was filed and served on  
27 Respondent. Respondent appealed. On August 21, 2012, in the administrative matter entitled  
28 *Afam Okpoko v. Department of Developmental Services*, Appeal from Dismissal, Case No. 11-  
2538, a Resolution adopted the Proposed Decision, dated July 23, 2012, sustaining Respondent's  
dismissal from LDC.

1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Sexual Misconduct)**

3 12. Respondent is subject to disciplinary action under section 4521, subdivision (m), in  
4 that on or about July 26, 2010, Respondent committed substantially related acts of sexual  
5 misconduct. Complainant refers to and by this reference incorporates the allegations set forth  
6 above in paragraphs 10, subparagraph (b), and 11, inclusive, as though set forth fully.

7 **FOURTH CAUSE FOR DISCIPLINE**

8 **(Unprofessional Conduct / Violate Psychiatric Technicians Law)**

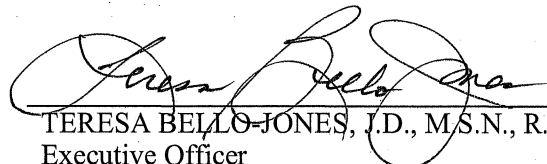
9 13. Respondent is subject to disciplinary action under sections 4521, subdivisions (a) and  
10 / or (d), in that Respondent committed acts of unprofessional conduct, and / or acts violating the  
11 Psychiatric Technicians Law. Complainant refers to and by this reference incorporates the  
12 allegations set forth above in paragraphs 10 - 12, inclusive, as though set forth fully.

13 **PRAYER**

14 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
15 and that following the hearing, the Board issue a decision:

- 16 1. Revoking or suspending Psychiatric Technician License No. PT 32012, issued to  
17 Brad Okpoko, aka Afamefuna Bradley Okpoko;
- 18 2. Ordering Brad Okpoko, aka Afamefuna Bradley Okpoko to pay the Board the  
19 reasonable costs of the investigation and enforcement of this case, pursuant to section 125.3; and
- 20 3. Taking such other and further action as deemed necessary and proper.
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23 DATED: MAR 22 2013



24 TERESA BELLO-JONES, J.D., M.S.N., R.N.  
25 Executive Officer  
26 Board of Vocational Nursing and Psychiatric Technicians  
Department of Consumer Affairs  
State of California  
Complainant

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